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STATE WATER RESOURCES CONTROL BOARD

2004 OCT 14 PM 12: 50

DIVIPOF WATER RIGHTS SACRAMENTO

October 5, 2004

State of California, State Water Resources Control Board Division of Water Rights Post Office Box 2000 Sacramento, Galifornia 95812-2000

To Whom It May Concern:

Please be advise that Question F. 1. a. on the Supplemental Statement of Water Diversion and Use Form was inadvertently omitted, therefore, enclosed is another ST-SUPPL (6-03) Form.

Should you have any questions, please contact me.

Very truly yours,

Darryl Azevedo

**Enclosure** 

@PFDesktop\::ODMA/GRPWISE/BMJDOM.FresDocs.PS4Lib:276678.1

State of California, State Water Resources Control Board Division of Water Rights, P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400, Web: http://www.waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by August 1, 2004. \*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: JOHN SALLABERRY;

STATEMENT NO. \$005005 CONTACT PHONE NO.: 1209)665-4341

2001, 2002, 2003

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

JOHN SALLABÈRRY 13766 AVE 20 CHOWCHILLA, CA 93610

Source Name:

FRESNO RIVER

**Tributary To:** 

SAN JOAQUIN RIVER

County:

Madera

Diversion Within: SW1/4 of SW1/4 Section 16, T11S, R16E, MB&M

Year of First Use: X998

Parcel Number:

Α.	Water is used under. Ripar	rian claimX	Pre 1914 righ	tX	Other (explain	License	4689
В.	Year of first use (Please pr	rovide if missing above	<u> 1903</u>				
C.	Amount of Use – Enter the	amount (or the approx	ximate amount) of wate	r used each month.			
	, <b>R</b>		O = 11 = =	•	Oth -		

Year	Jan	Feb	, Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2001	500	500	1000_	2000	3000	4000	3000	2000	1000	1000	500	500	19000
2002			ļ										00
2003		1	;						1				0.0

	2001	500	500	1000	2000	5000	#000	5000	2000	1000	1000	500	300	15000
	2002	Ϊ		ţ		ľ								1 09
	2003			;										00
D.	Purpose	of Use - Sp	ecify ħuml	ber of acre	s ırrigated,	stock wat	ered, perso	ons served	I, etc.	1				
	Irrigation	5000+	<u> </u>	_ acres;	Stockwater	ing <u>đ</u> ặ	airy l	Land; D	omestic _	0	·	_;		
	Other (s	pecify)		-						<u> </u>				
E.		s in Method ation of dive		1	ibe any cha one	inges in ye	our project	since you	r previous	statemen	t was filed.	(New pu	mp, enlarge	ed diversion
F.	Please a	Inswer only	those que	stions belo	w which ar	e applicab	le to your	project.						
		Are you no Describe a	ow employ		conservation efforts y				_Reci	ircula	ating	taily	water	
	b.				of water und							sed due to	a conserv	ation effort is

claimed under section 1011 of the Water Code, please show the amounts of water conserved: Reductions in Diversions: \_\_\_\_ (af/mg) yr\_ \_ (af/mg) yr\_ Reductions in consumptive use:

\_\_ (af/mg) yr\_

have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_ NO \_\_\_

\_ (af/mg) yr\_

ST-SUPPL (6-03)

_		ter quality and wastewater reclamation
2.	vva	ter quality and wastewater reclamation
	a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES X NO NO
	b.	If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:
		yr (af/mg) yr (af/mg) yr (af/mg) I have data to support the above surface water use reductions due to wastewater reclamation. YES NO
3.	Cor	njunctive use of surface water and groundwater
	a.	Are you now using groundwater in lieu of surface water? YES NO _X
	b.	If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:
		yr (af/mg) yr (af/mg) yr (af/mg) have data to support the above surface water use reductions due to conjunctive use efforts. YES NO
		rstand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is t in the future.
	I decla	re that the information in this report is true to the best of my knowledge and belief.
	DATE	10-7, 2004 at 16800 Rd 15 MAd ERA 97637, California
		ATURE: W Conf of Cervela
	PRINT	TED NAME: DARRY JA: ZE USOU  (first name) (middle init.) (last name)
	COMP	PANY NAME COSTA VIEW FARMS
		If there is insufficient space for your answers, please use the space provided below.
	ITEM	CONTINUATION
	i i Livi	CONTINUATION
:		
•		
-		
-		
		GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA
•	There	are two principal types of surface water rights in California. They are riparian and appropriative rights.
1 1 1	the sar reserva Riparia	ian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in me watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without ation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users, an rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in rent watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream
	only w	propriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised then there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license see State. Appropriate rights can be granted to waters "foreign" to the natural stream system.
\ !	with sp propos	nents of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 secific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone uses a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future priators.
١	write to	pove discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Rights in California, and (3) Appropriation of Water in California.
		"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption.  For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at http://www.swrcb.ca.gov"
	DI (( )	2

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PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

JOHN SALLABERRY 13766 AVE 20 CHOWCHILLA, CA 93610

Source Name:

**Diversion Within:** 

FRESNO RIVER

**Tributary To:** 

SAN JOAQUIN RIVER

County:

Madera

SW1/4 of SW1/4 Section 16, T11S, R16E, MB&M

Year of First Use: 4935

Parcel Number:

Pre 1914 right \_\_\_\_X \_\_\_ Other (explain), License 4689 Water is used under: Riparian claim Year of first use (Please provide if missing above) 1903 B. Amount of Use - Enter the amount (or the approximate amount) of water used each month. C.

Gallons Other Amounts below are Acre-feet Total Мау Oct Nov Dec Year ปan Feb Mar Apr June July Aug Sept Annual 500 500 1000 2000 3000 3000 2000 1000 500 500 19000 4000 1000 2001 • 00 2002 į 00 2003

D.	Purpose	of Use - Specify nur	nber of acres irrigated, stock water	red, persons served, etc.	; <del>=</del> 		
	Irrigation	5000 🛧	acres; Stockwatering dair	y land ; Domesti	0 1	;	
	Other (s	pecify)			ļ		<del></del> .
E.		s in Method of Divers cation of diversion, et	ion – Describe any changes in you c.) None	ur project since your previo	ous statement was filed	. (New pump, enlarged dive	rsion
F.	Please a	answer only those qu	f estions below which are applicable	e to your project.		·	i
	1. Con a. b.	Describe any wate	bying water conservation efforts? You have inited to conservation efforts you have inited to conservation efforts you have inited to conservation and the water under claimed in 1011 of the Water Code, pleased to conservations.	pre 1914 appropriative wa		ised due to a conservation e	ffort is
		yr_1Reductions in cons	(af/mg) yr	(af	/mg) yr	(af/mg)	
		yr		(af	ų		1 5 2004
	,	т паve фата то supp	ort the above surface water use re	eductions due to conserva	ion eirons TES l	~~ · OCT	, •

ST-SUPPL (6-03)

			-			
2. W	ater quality and wastewat	ter reclamation				
a.	Are you now or have y a degree which unreas	ou been using reclaim sonably affects such w	ed water from a wastewa ater for other beneficial u	iter treatment facility, dises? YES X NO	desalination facility or v	water polluted by waste to
b.	If credit toward use un polluted water in lieu o and amounts of reclair	of appropriated water is	appropriative water right claimed under section 1	it through substitution 010 of the Water Code	of reclaimed water, de e, please show amoun	salinated water or its of reduced diversions
	yr I have data to support	(af/mg) yr_ the above surface wat	er use reductions due to	(af/mg) yr wastewater reclamatio	on. YES NO	(af/mg)
3. C	onjunctive use of surface	water and groundwate	r			
a.	Are you now using gro	oundwater in lieu of sur	face water? YES	NO <u>X</u>		
b.	If credit toward use un claimed under section	der a claimed pre 1914 1011.5 of the Water C	A appropriative right throu ode, please show the an	ugh substitution of groundwater	undwater in lieu of app used:	propriated water is
I und	yr I have data to support  Curry  derstand that if may be neight in the future.	(af/mg) yr the above surface wat 2 9 cessary to document t	er use reductions due to . he water savings claimed	(af/mg) yr_conjunctive use efforts	S. YES NO Under Water Code se	(af/mg) ctions 1010 and 1011 is
_	clare that the information i	in this report is true to t	he hest of my knowledge	and belief		-
	E:					, Calıfornia
	NATURE:					
	NTED NAME:	(first name)	(midd	lle init )	(last n	name)
COV	//PANY NAME:					
		If there is insufficient	space for your answers,	please use the space	provided below.	
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	42 1' 1		1 14.	,		r ,
	_ ·			1 - 6	A	•
	_					
		GENERAL INFOR!	MATION PERTAINING T	O WATER RIGHTS IN	N CALIFORNIA	

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream

An <u>appropriative right</u> is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at http://www.swrcb.ca.gov"

-2-

### STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

# P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-1875 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

	•		140 005005
i	DIVERTER OF	RECORD: STATEMENT	NO: 005005
	JOHN SALLAB	 	
	C/O BLANCHE		й. Ч
	13766 AVENU		
	CHOWCHILLA,		LEPHONE NUMBER:
			2070 665-4341
			· · · · · · · · · · · · · · · · · · ·
	IF NAME/AD	RESS/PHONE NO. IS WRONG OR MISSING.	PLEASE CORRECT.
	SOURCE. ER	I SNO RIVER- —	4
	505 KGE1 4 K		4
	TRIBUTARY	O: SAN JOAQUIN RIVER	d H
	;		1
	COUNTY: MA	YEA YEA	R OF FIRST USE: 1941
	DIVERSION		6
	T	SW1/4 OF SW1/4 SECTION 16, T115, R16	E, MDB&M.
1			
٠	١	1	1.00
	*	COMPLETE AND RETURN THIS FORM BY JULY 1, _	1994
		By 4044 into	Coth on (counts in)
	A. Water is us	ed under: Riparian claim; Pre 1914 right	Other (explain)
	B Year of firs	use (Please provide if missing above)	19.305
		Use - Enter the amount of water used each month. If month	
	known, che	ck the months in which water was used.	
	A 3	S Called and S Called	1 V
	Amounts bei	ow are: ☐ Gallons ☐ Acre-feet ☐ (other)	· · · · · · · · · · · · · · · · · · ·
	à		1
	JAN. FEB.	MAR. APR. MAY JUNE JULY AUG. SEPT. C	TOTAL
	U, ((1 1 1 2 2 )		ANNUAL
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195	2   1   1	1/1/2/9 (102) 1/1/	() //L
199	3 1 1/C	1 Val	
1 7 7		Thomas Wy at 1	<b>1</b>
		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	<u> </u>
	D. Purpose of	Use - Specify number of acres irrigated, stock watered, pers	ons served, etc.
		acres; Stockwatering	; Domestic
	Öther (spec	ify)	
	F Changes in	Method of Diversion - Describe any changes in your project	t since your previous statement
		New pump, enlarged diversion dam, location of diversion, etc.	
	·	A	
	<u>`</u>	The Hard Man	NO ( ) ARIVA VIO
	<u>;</u>	10 Water war 1901	- Coo declar
	••	/	S
	. A.		\$ 25 St.
		water listed in Part C consists of reclaimed or polluted wate	r, please indicate the annual
	amounts of	reclaimed or polluted water in the space below.	Will a sin
			7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7
		<u>[</u>	1 5 50
	-		S 5.
	t İ declere und	r penalty of perjury that the information in this report is true to the best	
	: \D\d\	<b>1</b> - / - / - / - / - / - / - / - / - / -	i.
	DATED:	a 3/3, 1994, at Charechella	, California
	, <u> </u>		1 6
	, ,	$n \mathcal{L}_{i}$	$\mathcal{L}$
		Signature: Manch	e la plaber 11 le ave
	WR 40-I (1/94) FOR0127R2	Signature: Manch	e Sallabery Woove

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#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

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<sup>&</sup>quot;Statements of Water Diversion and Use"

<sup>&</sup>quot;Information Pertaining to Water Rights in California"

<sup>&</sup>quot;Water Rights for Stockponds Constructed Prior to 1969".

<sup>&</sup>quot;Appropriation of Water in California"

## STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 901 P.ST. SACRAMENTO, CA 95814 3 A TE(916) 322-4503 SOURCES (916) 13224503 SOURCES

### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

		1931 LEQ -P WH 2: A	8	<del></del> 7
DIVERTER OF RE	CORD:	DIV. OF WATER RIGHTS SACRAMENTO	STATEMENT	NO: 005005
13766 AVE	HÈ C WEAVER	ONO WASHING O	,	PHONE NUMBER: 9).665-4341
IF: NAME/	ADDRESS/PHONE NO.	IS WRONG OR MIS	SING, PLEASE CO	RRECT.
SOURCE:	FRESNO RIVER		; 1	
TRIBUTARY TO:	SAN JOAQUIN RIVER		ľ,	
COUNTY:	MĄDERA			
DIVERSION WITHIN:	SW1/4 OF SW1/4 SE	TION 16, T11S,	R16E/MDB&M.	
all or part of your THIS FORM BY JULY  A. <u>Amount of Use</u> each month. I	Fill in the amount	y with reclaimed or Additional information of water used Il use are not	r polluted water. on on reverse side  Amounts	RETURN
known, <sup>‡</sup> check t	the months in which v	vater was used.		<u> INKNอพฟ</u> (other)
Jan. F	eb! Mar. Apr. May	June July Aug.	Sept. Oct. Nov.	Total Dec. Annual
1988	VV			?
1989	1 6 1			-2-3
1990 1	V			~ ?
Irrigation	Specify number of $STockw$		tock watered, pers	sons served, etc.
Domestic	1	<b>.</b>		
Other (specify	<b>L</b> 1		il. H	
C. Changes in Me	thod of Diversion - Denent was filed. (New	scribe any chang		
D. If part of the indicate the ar	water listed in Part nnual amounts of recl	A consists of recaimed or polluted	claimed or pollute water in the space	ed water, please below.
1	1		d d i	
	ž.			
l declare under penalty of p	perjury that the information in this re		# <b>-</b>	
DATED: 1/3/	. 19 9/	at RANCH AddRess i	s: 16800 Rd. 15, M.	4Jerus . California
WR 40-I (2/90)	•	Signature: <u>Monc</u>	de C. Wea	ver)

1 990

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"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

# STATE OF CALIFORNIA THE RESOURCES AGENCY STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

#### STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly unities as unit.

A.	Name of person	diverting water John Sallaberry
	Address 1	É800 Road 15, Madera, California 93637
B.	Name of body	water at point of diversion Presno River
		San Joaquin River
C.		SW 1/2 SW 1/2 Section 16 , Township 11S , Range 16E MD Back,  18
	prominent local	
D.	Name of work	
	•	cubic feet per second galloos per coincute
	Capacity of ste	Prage reservoir.
	<b>L</b>	water used each month in gallons or acro-feet
	1966 X	Feb. Mar. Apr. May June July Aug. Sept. Oct. Nov. Dec. Annual
	1	annual use are not known, check months in which water was used. State extent of use in units, such as
	4	by irrigated, average number of persons served, number of stock watered, etc.
	Maximum annu	ul water use in recent years gallom serre-feet
	Minimum annu	al water use in recent years gallone sere-fast
	Type of diversi	on facility: gravity X , pump
	Method of mea	surement: weir , flume , electric power meter , water meter , estimate X
3:	Purpose of war	(what water is being used for) irrigation and stockwatering.
۲.	rurpose or use	(what water is setting that for)
	\	
G		cion or location of place of use (use sketch of section grid on reverse side if you desire) irrigetion ctions 9 through 18, both inclusive, TIIS, RISE, MDB&M and within
	Sections	7 and 18, T11S, R16E, MDBaM.
H	1	as nearly as known 1.941
1.	. Name of perso	in filing statement Arno Sallaberry (209 674-7065)
,	•	of owner Organization
		79 Avenue 21, Modera, California 93637
		lacksquare
1	certify that the	foregoing statements are true and correct to the best of my knowledge and belief.
_	ne aged 5/	14/24
. 10	nu agned	By Lotella of the
		See Instructions on Reverse Mile
		5-503-00-00-0